REMARKS

Although the Examiner's Response to Arguments beginning
on page 8 of the Office Action shows that the Examiner appears
to have reviewed the amended claims, the rejection under 35
U.S.C. §112, first paragraph (Final Office Action, page 2) is
substantially directed to language of the claims that has been
deleted. In particular, the Examiner states:

> Claim 1-Simulating estimated service performance: how
> does one simulate and what is used to simulate? What is
> an estimated performance and what information is used to
> get an estimate?

However, claim 1 no longer claims an "estimated" performance.
See below:

1.   (Currently amended)   [[A]] An automated method
performed on an information processing system for providing
information services ~~comprising a means for controlling
brokering and booking resources for offering a service (the
means will be referred to as~~ in which a brokering means
~~hereinafter) intervening~~ intervenes between resources for
information processing services ~~to be~~ offered by a plurality
of ~~providers of the resources for information processing~~

~~services and administrators of operating information service~~
~~systems including computer platforms (both the providers and~~
~~administrators will be referred to as~~ service resource
providers ~~hereinafter)~~ and users of said resources, ~~said~~
~~brokering means holding credit data including resource~~
~~performance data for the resource providers,~~ said ~~brokering~~
~~means~~ <u>method</u> comprising the steps of:

~~receiving~~ <u>inputting</u> performance request specifications of
<u>said</u> resources for a user—desired service from the user;

simulating ~~estimated~~ service performance of <u>said</u>
resources, based on said request specifications and ~~said~~
credit data <u>including resource performance data</u>, thereby
allocating one or more combinations of ~~serviceable~~ <u>said</u>
resources that satisfy, in the aggregate, said request
specifications;

~~issuing~~ <u>outputting</u> a resource reservation ticket to the
user, the ticket including data that entitles the user to
utilize said one or more combinations of <u>said</u> resources <u>based</u>
<u>on said allocation</u>; and

placing an order with the <u>service</u> resource providers for
said one or more combinations of <u>said</u> resources, thereby
booking the <u>ordered</u> resources for the user.

3

Also:

Claim 3-How does the average time get estimated? How is
the maximum time determined? What information is used to
estimate? What is the basis for the estimation?

However, claim 3 also does not claim average time, maximum

time, or estimation, as a result of the amendments:

3.   (Currently amended)   The <u>automated</u> method ~~for~~

~~providing information services~~ as recited in claim 1, wherein

data to be written to the resource reservation ticket ~~to be~~

~~traded~~ includes a requested service type and service

performance data in which <u>a</u> ~~maximum time and average time~~

~~estimated to be taken~~ <u>reserved time</u> to execute the information

processing service are specified<u>,</u> and the brokering means

performs at least either estimating whether the <u>service</u>

<u>provider</u> resources can execute the information processing

service described in the performance request specifications or

estimating how well the <u>service provider</u> resources satisfy the

performance request specifications.

Continuing from the Final Office Action, page 3:

4

Claim 4-claim states re-calculation, there is no initial
formula calculation let alone a second formula that would
allow for one skilled in the art to know how to re-
calculate or what to use in the calculations.

However, claim 4 no longer recites "re-calculation":

4.   (Currently amended)   The <u>automated</u> method ~~for~~

~~providing information services~~ as recited in claim 1, further

including a ~~means for~~ <u>step of</u> re-estimating the performance of

<u>service provider</u> resources for an additional order, ~~said means~~

~~to re-calculate resource performance specification parameters~~

~~necessary and sufficient for executing the information~~

~~processing service specified in the user's performance request~~

~~specifications~~ and ~~present the~~ <u>presenting</u> data of the

calculated performance specification parameters to the <u>service</u>

resource providers if said brokering means estimates that the

resources cannot execute the information processing

service specified in the performance request specifications

within ~~the maximum~~ <u>a predetermined reserved</u> time.
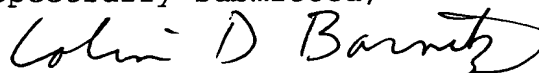

The rejection of claim 10 can be addressed after the

Applicant has considered the Examiner's reply to the above

points.

Moreover, the prior art rejection over Mandler, beginning on page 3 of the Final Office Action, states that the Examiner "has applied the above reference [Mandler] to the claims as the examiner is best able to understand the claims." Final Office Action at page 4, lines 1-2. But then the Examiner goes on to reject the claims for their recital of numerous limitations that do not form part of the amended claims (e.g., "brokering means holding credit data including resource performance data for the resource providers"). Moreover, the rejection does not address limitations added to the claims, such as "simulating service performance of said resources, based on said request specifications and credit data including resource performance data, thereby allocating one or more combinations of said resources that satisfy, in the aggregate, said request specifications," and "outputting a resource reservation ticket to the user, the ticket including data that entitles the user to utilize said one or more combinations of said resources based on said allocation."

The above examples are not exhaustive, but are sufficient to support this Request.

In view of the foregoing examples, the Applicant submits

that a new Office Action fully addressing the amended claims

is warranted. Accordingly, the Applicant respectfully

requests withdrawal of the Office Action, with full

consideration given to the amendments and remarks submitted

August 23, 2005.

Respectfully submitted,

Colin D Barnitz

Reg. No. 35 061

FOR: Daniel J. Stanger
Registration No. 32,846
Attorney for Applicant

MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.
1800 Diagonal Road, Suite 370
Alexandria, Virginia 22314
(703) 684-1120
Date: November 18, 2005